

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

TYSONIA GREEN,

Plaintiff,

v.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security,

Defendant.

CASE NO. 2:16-CV-01211-DWC

ORDER GRANTING STIPULATED
MOTION FOR REMAND

Presently before the Court is Defendant's Stipulated Motion for Remand ("Motion").
Dkt. 20. After reviewing the Motion and the relevant record, the Court orders the following:

Defendant's Motion is granted, and the case is reversed and remanded for further
administrative proceedings under sentence four of 42 U.S.C. § 405(g).

On remand, the Commissioner shall:

- Remand to the Appeals Council to first determine whether the record supports a finding of disability; and
- If the case requires further development, the Appeals Council will remand to an Administrative Law Judge for a *de novo* hearing to further evaluate, with the

1 assistance of a medical expert, the nature and severity of Plaintiff's headaches, as
2 well as her subjective complaints and medication side effects and issue a new
3 decision.

4 The parties agree that on proper motion the Court shall consider Plaintiff's application for
5 costs and attorney fees under 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

6 Dated this 9th day of March, 2017.

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9 David W. Christel
United States Magistrate Judge